

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-18366-2016 (O&M).

Decided on: June 3, 2016.

Parmod Kumar Tangri

.. Petitioner (s)

Versus

State of Punjab

.. Respondent (s)

*** * ***

CORAM: HON'BLE MR.JUSTICE M.M.S.BEDI

*** * ***

**PRESENT Mr.D.D.Sharma, Advocate,
for the petitioner.**

Ms.Simsi Dhir Malhotra, DAG., Punjab.

**Mr.Sumeet Goel, Advocate, and
Mr.Sangram Singh, Advocate,
for the complainant.**

M.M.S. BEDI, J. (ORAL)

Petitioner seeks concession of pre-arrest bail in a case registered at the instance of Rajiv Singla.

The allegation against the petitioner is that in the capacity as Accountant of M/s Barnala Marketing Agency, he had opened an account in the name of M/s Barmala Marketing Agency and used to deposit cheques in the said account opened by him to embezzle the money, which have been deposited in the account of the complainant i.e. M/s Barnala Marketing Agency.

Counsel for the petitioner has vehemently contended that alleged account was opened by none else but the complainant in order to evade service tax and other taxes. The amount which was deposited in the account of M/s Barmala Marketing Agency was later on transferred to the Punjab National Bank of the complainant company.

State counsel assisted by counsel for the complainant has vehemently opposed the application for pre-arrest bail contending that during the course of investigation, it has transpired that during the period of last two years a sum of Rs.4.14 crore approximately has been

misappropriated by the petitioner by way of withdrawals through ATMs and through cheques in favour of Surinder, Narinder and Santokh etc.

With the assistance of State counsel and ASI Rajinder Kumar, I have gone through the police file to appreciate if any manipulation has been done in the cheques in the name of M/s Barnala Marketing Agency. The bank statements taken into possession by the investigating agency have also been considered.

During the course of investigation, the account of M/s Barnala Marketing Agency with current account No.1166 indicates that from 11.1.2005 till 21.1.2016, the amounts credited comes to Rs.4,89,33,322/-. The defence of the petitioner that the said account is also the account of M/s Barnala Marketing Agency, cannot be appreciated at this stage, when the investigation is at initial stage.

No extra ordinary exceptional circumstances exist for the grant of concession of pre-arrest bail to the petitioner.

The petition is dismissed.

Nothing said in this order will prejudice the right of the petitioner to seek concession of regular bail in accordance with law.

(M.M.S. BEDI)
JUDGE

June 3, 2016.
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